



Atty. Dkt. No. 036481-0120

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant:** Terry Lee BURKOTH *et al.*

## Title: Particle Delivery Techniques

Appl. No.: 09/216,641

Filing Date: 12/17/1998

Examiner: Nguyen, Quang

Art Unit: 1636

## **AMENDMENT TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith in the above-identified application is:

- Amendment and Reply Under 37 CFR 1.111 (6 pgs.).
  - Information Disclosure Statement (2 pgs.).
  - Form PTO/SB/08 (1 pg.) and 5 documents as listed.

The fee required for additional claims is calculated below:

	Claims As Amended	Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	26	-	40	=	0	x	\$18.00	= \$0.00
Independent Claims:	3	-	6	=	0	x	\$88.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+	\$300.00	=		\$0.00
					CLAIMS FEE TOTAL	=		\$0.00

[ X ] Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[ ] Extension for response filed within the first month:	\$110.00	\$0.00
[ ] Extension for response filed within the second month:	\$430.00	\$0.00
[ X ] Extension for response filed within the third month:	\$980.00	<u>\$980.00</u>
EXTENSION FEE TOTAL:		
[ ] Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		
[ ] Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:		

- [ X ] A check in the amount of \$1160.00 (\$980.00 three-month extension of time fee and \$180.00 Information Disclosure fee) is enclosed.
- [ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 10/19/04

By Melinda Walters for  
Reg No. 51113

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5483  
Facsimile: (202) 672-5399

Richard C. Peet  
Attorney for Applicant  
Registration No. 35,792



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**AMENDMENT AND REPLY UNDER 37 CFR 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated April 20, 2004, concerning the above-referenced patent application.

Applicants have enclosed with this amendment a Petition for a three-month Extension of Time and appropriate fee to make this response timely filed by October 20, 2004.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this document.

**Remarks/Arguments** begin on page 5 of this document.

Please amend the application as follows: